Information Disclosure Statement

Reply to Missing Parts under 37 CFR 1.52 or 1.53

Certified Copy of Priority

Reply to Missing Parts/

Incomplete Application

Document(s)

1.251 - Pending Application.

PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ct of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/798,357-Conf. #5610 Filing Date **TRANSMITTAL** March 12, 2004 First Named Inventor **FORM** Elyse Clark Art Unit 3727 (to be used for all correspondence after initial filing) **Examiner Name** J. F. Pascua Attorney Docket Number K8098.0000/P017 Total Number of Pages in This Submission ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) Appeal Communication to Board of Licensing-related Papers Fee Attached Appeals and Interferences Appeal Communication to TC Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Change of Correspondence Address Affidavits/declaration(s) Status Letter Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer Identify below): Response to Noticé Under 37 CFR **Express Abandonment Request** Request for Refund 1.251 - Pending Application and Copy of Notice Under 37 CFR

	SIGNATU	JRE OF APPLICAN	T, ATTORNEY, OR	AGENT	
Firm Name	DICKSTEIN,8HAPIRO MORIN & OSHINSKY LLP				
Signature	Mabel 1				
Printed name	Elizabeth Parsons				
Date	May 5, 2005		Reg. No.	52,499	

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In re Application of:

Elyse CLARK

**Application No.:** 

10/798,357

Filing Date:

March 12, 2004

Title:

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AND CLOSURE

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### **NOTICE UNDER 37 CFR 1.251 – Pending Application**

### Statement (check the appropriate box):

The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspond	lence
between the Office and the applicant for the above-identified application (except for U.S. patent documents), and application	ant is
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☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

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Data

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Typed or printed name

### A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

PTO Doc Code: R251.RES (Rev. 03/05)



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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

# **NOTICE UNDER 37 CFR 1.251 - Pending Application**

☐ The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is hereby requested to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.

The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:  Preliminary Amendment filed with initial application on 3/12/2004 and mentioned in the Transmittal.					
Therefore, the Office is initiating the reconstruction of such p	paper(s) pursuant to the provisions of 3 7 CFR 1.251.				
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